



Australian Capital Territory

Firearms Amendment Act 2010

A2010-51

An Act to amend the *Firearms Act 1996*

The Legislative Assembly for the Australian Capital Territory enacts as follows:

1 Name of Act

This Act is the *Firearms Amendment Act 2010*.

2 Commencement

This Act commences on the day after its notification day.

Note The naming and commencement provisions automatically commence on the notification day (see Legislation Act, s 75 (1)).

3 Legislation amended

This Act amends the *Firearms Act 1996*.

4 New section 140A

in part 8, insert

140A Temporary recognition of interstate category D licences—vertebrate pest animal control

- (1) This section applies to an individual who—
 - (a) is a resident of a State or another Territory; and
 - (b) holds an interstate licence that corresponds to a category D licence; and
 - (c) is employed by or in, or authorised by, a government agency for the purpose of controlling vertebrate pest animals in the ACT (the *relevant purpose*); and
 - (d) tells the registrar in writing that he or she intends to come to the ACT for the relevant purpose.
- (2) For the authorised period, the registrar must authorise the individual to possess or use, for the relevant purpose, a firearm of a kind to which the corresponding local licence applies.

- (3) However, the registrar must refuse authorisation if—
- (a) the registrar is not satisfied that—
 - (i) the individual has a special need to possess or use a category D firearm for the relevant purpose; and
 - (ii) the special need cannot be met in any other way; or
 - (b) the Minister does not approve the authorisation in writing.
- (4) The authorisation is subject to compliance with any condition—
- (a) prescribed by regulation; or
 - (b) that the Minister believes on reasonable grounds is in the public interest, stated in the approval.
- (5) In this section:
- authorised period* means the period of 6 months starting on the later of—
- (a) the day the individual comes to the ACT for the relevant purpose; or
 - (b) the day after the day the registrar gives the individual written notice of the authorisation under subsection (2).

5 Reviewable decisions Schedule 4, new items 32A and 32B

insert

32A	140A (3)	refuse to authorise interstate licensee to possess or use category D firearm	interstate licensee refused authorisation
32B	140A (4)	authorise interstate licensee to possess or use category D firearm subject to condition required by Minister	interstate licensee

Endnotes

1 Presentation speech

Presentation speech made in the Legislative Assembly on 18 November 2010.

2 Notification

Notified under the Legislation Act on 15 December 2010.

3 Republications of amended laws

For the latest republication of amended laws, see www.legislation.act.gov.au.

I certify that the above is a true copy of the Firearms Amendment Bill 2010, which was passed by the Legislative Assembly on 7 December 2010.

Acting Clerk of the Legislative Assembly

© Australian Capital Territory 2010